#### IN THE UNITED STATES DISTRICT COURT

### FOR THE DISTRICT OF DELAWARE

corporation,	)	
Plaintiff,	)	
v.	)	Civil Action No. 07-241 (JJF)
BLACKHAWK NETWORK, INC.,	)	JURY TRIAL DEMANDED
formerly known as and doing business as	)	
BLACKHAWK MARKETING	)	
SERVICES, INC., an Arizona	)	
corporation; and SAFEWAY, INC., a	)	
Delaware corporation,	<u> </u>	
	)	
Defendants.	)	

# NOTICE OF DEPOSITION OF DANIEL DMOCHOWSKI

TO: S. Mark Hurd (Del. Bar 3297)
MORRIS NICHOLS ARSHT & TUNNELL LLP
1201 North Market Street
Wilmington, Delaware 19899-1347

John P. Phillips
Jason K. Sonoda
PAUL, HASTINGS, JANOFSKY & WALKER LLP
55 Second Street
Twenty-Fourth Floor
San Francisco, California 94105-3441

PLEASE TAKE NOTICE that, pursuant to Federal Rule of Civil Procedure 30 and Delaware Local Rules 30.1 through 30.6, Plaintiff Pre Solutions, Inc. ("Pre Solutions"), through its attorneys of record, will take the deposition of Daniel Dmochowski. The deposition will commence at 9:00 a.m. on February 28, 2008, at the offices of Howrey LLP, 525 Market Street, Suite 3600, San Francisco, CA 94105.

The deposition will be taken before a notary public, duly authorized to administer oaths and transcribe the testimony of the deponent and will be videotaped. Plaintiff may use LiveNote during the deposition. The deposition may continue from day to day, Saturdays, Sundays and

holidays excluded, until completed.

OF COUNSEL:

Michael L. Turrill Michael L. Resch HOWREY LLP 550 S. Hope Street, Suite 1100 Los Angeles, CA 90071 (213) 892-1804 – Telephone (213) 892-2300 – Facsimile

Dated: February 8, 2008 847301v1 / 31061

POTTER ANDERSON & CORROON LLP

Richard J. Horwitz (Del. Bar 2246)

Jennifer Gimler Brady (Del. Bar. 2874)

Heroules Plaza, Sixth Floor 1313 Worth Market Street

P.O. Box 951

Wilmington, Delaware 19899-0951

(302) 984-6000 - Telephone

(302) 658-1192 - Facsimile

rhorwitz@potteranderson.com

ibrady@potteranderson.com

Attorneys for Plaintiff Pre Solutions, Inc.

#### CERTIFICATE OF SERVICE

I, Jennifer Gimler Brady, hereby certify this 8<sup>th</sup> day of February, 2008, that the foregoing **NOTICE OF DEPOSITION OF DANIEL DMOCHOWSKI** was electronically filed with U.S. District Court District of Delaware via CM/ECF (Official Court Electronic Document Filing System) and one (1) true and correct copy thereof was served in the manner indicated to the following:

## HAND DELIVERY

S. Mark Hurd (Del. Bar 3297) MORRIS NICHOLS ARSHT & TUNNELL LLP 1201 North Market Street Wilmington, Delaware 19899-1347

# FIRST CLASS MAIL, POSTAGE PREPAID

John P. Phillips
Jason K. Sonoda
PAUL, HASTINGS, JANOFSKY & WALKER LLP
55 Second Street
Twenty-Fourth Floor
San Francisco, California 94105-3441

Jennifer/Gimler Brady (Del. Bar 2874)

POTTER ANDERSON & CORROON/LLP

Hercules Plaza, Sixth Floor 13/13 North Market Street

P.O. Box 951

Wilmington, DE 19899

(302) 984-6000 - Telephone

(302) 658-1192 - Facsimile

jbrady@potteranderson.com

Attorney for Plaintiff Pre Solutions, Inc.